

E-Filed 7/6/06

NOT FOR CITATION

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

MICROSOFT CORPORATION,

Plaintiff,

V.

SUNCREST ENTERPRISE, et al.,

Defendants.

Case Number C 03-5424 JF (HRL)

ORDER SETTING BRIEFING
SCHEDULE RE PARTIES' CROSS-
MOTIONS FOR COSTS AND
ATTORNEYS' FEES

On June 6, 2006, the Court issued an order awarding costs and attorneys' fees to Plaintiff Microsoft Corporation ("Microsoft") in the amount of \$30,000 based upon Microsoft's status as the prevailing party on its copyright claim. A dispute has arisen as to whether that award properly should be construed to be against Defendant Suncrest Enterprise ("Suncrest") only, or also against Defendant Yi-Ling Chen ("Chen"). Microsoft filed a supplemental brief on June 20, 2006, addressing this issue. Chen SHALL file a supplemental brief addressing this issue on or before July 14, 2006.

On July 3, 2006, Chen filed a request for an award of costs and attorneys' fees based upon her status as a prevailing party on Microsoft's Lanham Act claims. Microsoft SHALL file a

1 supplemental brief addressing Chen's request on or before July 14, 2006.

2 Both matters thereafter shall be taken under submission without oral argument.

3 IT IS SO ORDERED.

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7 DATED: 7/6/06

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JEREMY FOGEL
United States District Judge

1 This Order has been served upon the following persons:

2 Jennifer N. Chiarelli jchiarelli@perkinscoie.com, skumagai@perkinscoie.com

3 John C. Gorman jgorman@gormanmiller.com

4 Craig Alan Hansen chansen@gormanmiller.com

5 Andrew K. Jacobson andy@bayoaklaw.com

6 Shawn T. Leuthold leuthold@aol.com

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